

Peter J. Kuhn (USB #3820)

**UNITED STATES DEPARTMENT OF JUSTICE**

Office of the United States Trustee

405 South Main Street, Suite 300

Washington Federal Bank Building

Salt Lake City, UT 84111

Telephone: (801) 524-5734

Facsimile: (801) 524-5628

Email: [Peter.J.Kuhn@usdoj.gov](mailto:Peter.J.Kuhn@usdoj.gov)

Attorney for Patrick S. Layng, United States Trustee

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION**

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In re:

**SHANE MARQUISE TRICE,**

Debtor.

**Bankruptcy Case No. 19-26803 JTM**

(Chapter 13)

Judge Joel T. Marker

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**EX-PARTE MOTION FOR AN ORDER AUTHORIZING UNITED STATES TRUSTEE  
TO CONDUCT AN EXAMINATION OF BRANDON BOURNE, PURSUANT  
TO RULE 2004 OF THE BANKRUPTCY RULES**

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Peter J. Kuhn, Attorney for the United States Trustee, hereby moves this Court *ex-parte* for an order allowing him to conduct the examination of Brandon Bourne, pursuant to Rule 2004 of the Bankruptcy Rules.

In support of this Motion, the United States Trustee respectfully represents as follows:

1. On September 16, 2019, Brandon Bourne hand delivered the Debtor's Bankruptcy Petition to the Court for filing.

2. The United States Trustee has opened an investigation relative to Mr. Bourne's conduct and the possible involvement of a Bankruptcy Petition Preparer or an unlicensed person engaged in the unlawful practice of law.
3. The aforesaid investigation, in part, goes to the issues of violations of 11 U.S.C. §110.
4. The United States Trustee seeks leave to conduct the Rule 2004 Examination of Brandon Bourne at the office of the United States Trustee, 405 South Main Street, Suite 300, Washington Federal Bank Building, Salt Lake City, UT 84111, under oath administered by an attorney for the United States Trustee's Office using an electronic recording device in lieu of obtaining a court reporter. The recording of the examination shall only be transcribed upon request and payment for the transcription by the requesting party.
5. Unless otherwise stipulated in writing, the United States Trustee will provide Brandon Bourne not less than 14 days written notice of the examination and the attendance of Brandon Bourne and the production of documents will comply with Fed. R. Bankr. P. 2004(c).

WHEREFORE, the Attorney for the United States Trustee prays that this Court enter an order allowing him to conduct the examination of Brandon Bourne, pursuant to Rule 2004 of the Bankruptcy Rules.

DATED: October 25, 2019

Respectfully Submitted,

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/s/  
Peter J. Kuhn  
Attorney for Patrick S. Layng,  
United States Trustee